

DOCKET NO.: IBIS0055-100(IBIS-0403)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: Swayze et al.

Confirmation No. 1815

Serial No.: 10/071,978

Group Art Unit: 1624

Filed: February 6, 2002

Examiner: K. Habte

Title: **Novel Benzimidazole Compounds**

RECEIVED

JUN 23 2004

OFFICE OF PETITIONS

HAND DELIVERED

DATE OF DEPOSIT: June 23, 2004

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

**Petition Under 37 CFR § 1.313(c)(2) To Withdraw From
Issue After Payment Of The Issue Fee**

Applicants hereby petition for withdrawal of the above-referenced application from issue for treatment of the contemporaneously filed Request for Continued Examination under 37 CFR § 1.114.

A Notice of Allowance/Issue Fee Due was mailed on February 25, 2004, and the issue fee was paid on May 25, 2004. Applicants submit herewith a Request for Continued Examination with an Information Disclosure Statement. Applicants respectfully assert that this Petition satisfies all requirements of 37 CFR §§ 1.313(c)(2) and 1.114.

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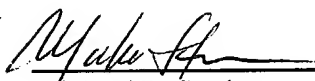
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The Commissioner is hereby authorized to charge payment for the filing of this Petition in the sum of \$130 to Deposit Account 50-1275. The Commissioner is further authorized to charge any deficiency or credit any over payment associated with this application to Deposit Account 50-1275.

Early and favorable action on this Petition is respectfully requested.

Respectfully submitted,



Michael P. Straher
Registration No. 38,325

Date: June 22, 2004

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Doc No. 2088738